

189443

STATE OF SOUTH CAROLINA

(Caption of Case)

Bandwidth.com CLEC, LLC

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

## COVER SHEET

DOCKET

NUMBER: 2007 - 385 - C

(Please type or print)

Submitted by: Margaret M. Fox, Esq.

SC Bar Number:

Telephone:

803-752-9800

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Columbia, SC 29211

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

## DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition☐ Request for item to be placed on Commission's Agenda expeditiously☐ Other:

## INDUSTRY (Check one)

## NATURE OF ACTION (Check all that apply)

☐ Electric☐ Electric/Gas☐ Electric/Telecommunications☐ Electric/Water☐ Electric/Water/Telecom.☐ Electric/Water/Sewer☐ Gas☐ Railroad☐ Sewer☐ Telecommunications☐ Transportation☐ Water☐ Water/Sewer☐ Administrative Matter☐ Other:☐ Affidavit☐ Agreement☐ Answer☐ Appellate Review☐ Application☐ Brief☐ Certificate☐ Comments☐ Complaint☐ Consent Order☐ Discovery☐ Exhibit☐ Expedited Consideration☐ Interconnection Agreement☐ Interconnection Amendment☐ Late-Filed Exhibit☐ Letter☐ Memorandum☐ Motion☐ Objection☐ Petition☐ Petition for Reconsideration☐ Petition for Rulemaking☐ Petition for Rule to Show Cause☒ Petition to Intervene☐ Petition to Intervene Out of Time☐ Prefiled Testimony☐ Promotion☐ Proposed Order☐ Protest☐ Publisher's Affidavit☐ Report☐ Request☐ Request for Certification☐ Request for Investigation☐ Resale Agreement☐ Resale Amendment☐ Reservation Letter☐ Response☐ Response to Discovery☐ Return to Petition☐ Stipulation☐ Subpoena☐ Tariff☐ Other:

**McNAIR LAW FIRM, P.A.**  
ATTORNEYS AND COUNSELORS AT LAW

11<sup>th</sup> Floor, Bank of America Tower  
Post Office Box 11390  
1301 Gervais Street (29201)  
COLUMBIA, SOUTH CAROLINA 29211

INTERFAX

#1 DBO

TELEPHONE (803) 799-9800  
FACSIMILE (803) 376-2219

November 13, 2007

The Honorable Charles Terreni  
Chief Clerk and Administrator  
South Carolina Public Service Commission  
Post Office Box 11649  
Columbia, South Carolina 29211

RECEIVED  
2007 NOV 14 AM 9:14  
SC PUBLIC SERVICE  
COMMISSION

Re: Application of Bandwidth.com CLEC, LLC, for a Certificate of Public Convenience and Necessity to Provide Resold and Facilities-based Local Exchange and Interexchange Telecommunications Services in the State of South Carolina (SCPSC Docket No. 2007-385-C)

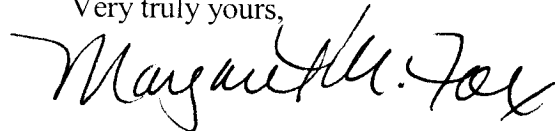
Dear Mr. Terreni:

Please find enclosed for filing on behalf of the South Carolina Telephone Coalition an original and ten (10) copies of a Petition to Intervene in the above-referenced docket. By copy of this letter and Certificate of Service appended to the Petition, I am serving all parties of record.

Please clock in a copy of the Petition and return it by our courier.

Should you have any questions with respect to this matter, please do not hesitate to contact me.

Very truly yours,



Margaret M. Fox

Enclosures

cc: John J. Pringle, Jr., Esquire  
Florence P. Belser, Esquire

RETURN DATE: *OK D. Duke*  
SERVICE: *OK D. Duke*

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

Docket No. 2007-385-C

Re: Application of Bandwidth.com CLEC, LLC,     )  
for a Certificate of Public Convenience and     )  
Necessity to Provide Resold and Facilities-     )  
based Local Exchange and Interexchange     )  
Telecommunications Services in the State     )  
of South Carolina     )  
\_\_\_\_\_ )

**PETITION TO  
INTERVENE**

RECEIVED  
2007 NOV 14 AM 9:14  
SC PUBLIC SERVICE  
COMMISSION

In response to the Commission's Notice of the Filing of the Application of Bandwidth.com CLEC, LLC, for a Certificate of Public Convenience and Necessity to provide local exchange telecommunications services in South Carolina, the South Carolina Telephone Coalition ("SCTC") submits the within Petition to Intervene in this proceeding. In support of its Petition, SCTC would respectfully show unto this honorable Commission that:

1. SCTC is a coalition of local exchange telephone companies organized and doing business under the laws of the State of South Carolina. SCTC's members are telephone companies or telephone cooperatives subject to the jurisdiction of this Commission.

2. SCTC seeks to intervene in this proceeding with full rights to participate as a party of record insofar as its interests might appear.

3. SCTC's individual member companies provide local exchange telephone service within their respective geographic service areas. SCTC's position in this docket is that statewide certification of new entrant local exchange telecommunications service providers is not appropriate and is not in the public interest. The Application, as currently drafted, would potentially impact each of the SCTC member companies and, therefore, the SCTC has an interest in this proceeding.

4. Correspondence and communications to SCTC with respect to this proceeding should be directed to the undersigned counsel.

WHEREFORE, the South Carolina Telephone Coalition respectfully requests that this honorable Commission permit its intervention in this proceeding as its interests might appear.

Respectfully submitted,

M. John Bowen, Jr.  
Margaret M. Fox  
McNAIR LAW FIRM, P.A.  
Post Office Box 11390  
Columbia, South Carolina 29211  
(803) 799-9800

By: 

Attorneys for Intervenor South Carolina  
Telephone Coalition

November 13, 2007

Columbia, South Carolina

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

Docket No. 2007-385-C

Re: Application of Bandwidth.com CLEC, LLC, )  
for a Certificate of Public Convenience and )  
Necessity to Provide Resold and Facilities- )  
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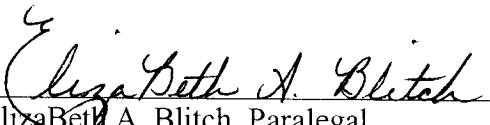
**CERTIFICATE OF  
SERVICE**

I, ElizaBeth A. Blitch, do hereby certify that I have this date served one (1) copy of the foregoing Petition to Intervene upon the following party of record by causing said copy to be deposited with the United States Mail, first class postage prepaid to:

John J. Pringle Jr., Esquire  
Ellis, Lawhorne & Sims, P.A.  
Post Office Box 2285  
Columbia, South Carolina 29202

Florence P. Belser, Esquire  
Office of Regulatory Staff  
Post Office Box 11263  
Columbia, South Carolina 29211.

RECEIVED  
2007 NOV 14 AM 9:14  
SC PUBLIC SERVICE  
COMMISSION

  
ElizaBeth A. Blitch, Paralegal  
McNAIR LAW FIRM, P.A.  
Post Office Box 11390  
Columbia, South Carolina 29211  
(803) 799-9800

November <sup>14</sup> 13, 2007

Columbia, South Carolina